

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
STATESVILLE DIVISION  
5:15-cv-66-GCM

MARSHALL LEE BROWN, JR.,

Plaintiff,

v.

GEORGE T. SOLOMON, et al.

Defendants.

**PLAINTIFF'S MOTION FOR  
ATTORNEYS' FEES AND COSTS**

Plaintiff Marshall Lee Brown, Jr. moves the Court for an award of \$29,577.60 in attorneys' fees and \$902.93 in expenses under 42 U.S.C. § 1988.

In support of this motion, Mr. Brown respectfully submits the declarations of John Michael Durnovich (Exhibit 1) and Troy D. Shelton (Exhibit 2).

As detailed in the accompanying Memorandum of Law, Mr. Brown's counsel at Poyner Spruill LLP has committed to apply any fee award in this case to either (a) making a charitable contribution to a non-profit legal service provider, or (b) financing the costs and expenses (non-attorneys' fees) of the firm's future pro bono work. If the Court orders an award, Poyner Spruill will defer to the Court's judgment on which of these options, if either, is most appropriate.

The undersigned has consulted with opposing counsel concerning the relief sought in this motion, but the parties were not able to reach an agreement.

WHEREFORE, Mr. Brown respectfully requests that the Court enter an order awarding him \$29,577.60 in attorneys' fees, \$902.93 in expenses, and such other and further relief as the Court deems just and appropriate.

Respectfully submitted this the 18th day of March, 2020.

**POYNER SPRUILL LLP**

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**ATTORNEYS FOR PLAINTIFF  
MARSHALL LEE BROWN, JR.**

**CERTIFICATE OF SERVICE**

I hereby certify that I have this day electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to all counsel and parties of record as follows:

Norlan Graves  
N.C. Department of Justice  
P.O. Box 629  
Raleigh, NC 27602-0629  
ngraves@ncdoj.gov

This the 18th day of March, 2020.

**POYNER SPRUILL LLP**

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